



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

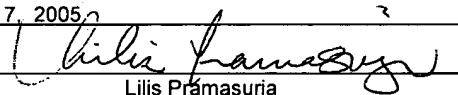
In re Application of: ASHOK PATEL AND HONGJUN ZHANG
For : APPARATUS, AND ASSOCIATED METHOD, FOR FACILITATING INITIATION
OF CHANNEL ALLOCATION TO COMMUNICATE DATA IN A RADIO
COMMUNICATION SYSTEM
U.S. Serial No.: 10/775,609
Filed: FEBRUARY 10, 2004
Group Art Unit: 2681
Examiner: NOT YET ASSIGNED
Docket No.: 1578.101 (PUS1472)
Customer ID: 44208

Mail Stop Petition
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with
the United States Postal Service as first class mail in an envelope
addressed to:

Mail Stop Petition
Commissioner of Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

on July 7, 2005


Lilis Pramasurja

REQUEST FOR RECONSIDERATION OF PETITION
UNDER 35 U.S.C. § 116 AND 37 C.F.R. § 1.47(a)

Dear Sir:

Request for Reconsideration of Petition is hereby made pursuant to 35 U.S.C. § 116 and 37 C.F.R. § 1.47(a) to make the above-identified patent application on behalf of a joint inventor, Hongjun Zhang, who is unavailable to join in the application for patent.

The undersigned practitioner states and avers the following pertinent facts:

1. I am a patent attorney, USPTO registration number 33,922.
2. I prepared the subject patent application on behalf of Research in Motion, Limited, a Canadian Company having a place of business at 295 Phillip Street, Waterloo, Ontario, N2L 3W8.

3. Two inventors were named as inventors of one or more claims of the subject patent application. More particularly, Hongjun Zhang and Ashok Patel are named as co-inventors of the subject patent application.

4. At the time of invention, both of the co-inventors were employed by Research in Motion, Limited.

5. An international patent application based upon the subject matter of the subject patent application, and identical thereto, was filed with the Canadian Patent Office acting as the receiving office on 12 February 2003.

6. A declaration of co-inventor Hongjun Zhang in conformity with Rules 4.17(iv) and 51bis.1(a)(iv) was executed on 22 February 2003. A copy of the declaration is attached as Attachment A.

7. A declaration of co-inventor Ashok Patel in conformity with Rules 4.17(iv) and 51bis.1(a)(iv) was executed on 31 March 2003. A copy of the declaration is attached as Attachment B.

8. The subject patent application was filed with United States Patent and Trademark Office on 10 February 2004 by a law firm with which I am not associated. The subject patent application was filed pursuant to 35 U.S.C. § 119 (not 35 U.S.C. § 371), claiming the priority of the international patent application of PCT/CA03/00204 and is identical to the corresponding international patent application.

9. A notice to file missing parts was issued by the United States Patent and Trademark Office on 10 May 2004.

10. On 15 July 2004, responsibility of the application was transferred from the law firm that filed the patent application to me, and the file was delivered to my custody on or about 10 August 2004.

11. On 9 September 2004, I caused requests to be sent to the co-inventors to execute declarations for the subject patent application.

12. On 13 October 2004, I was informed that co-inventor Hongjun Zhang is no longer employed with Research in Motion, Limited.

13. Personnel records maintained at Research in Motion, Limited does state the most-recent known address of the non-signing co-inventor Hongjun Zhang to be at 271 Eiwo Court, Unit 201, Waterloo, Ontario, N2K 2M8, Canada.

14. By internet search of 7 June 2005, the offices of the undersigned attempted to locate the non-signing co-inventor. The search was unsuccessful.

15. By express-mail, courier package dated 7 June 2005, the offices of the undersigned mailed to non-signing co-inventor a copy of the subject patent application, the declaration document, and a request that he review the application and execute the declaration document.

16. The express-mail, courier package was returned to the offices of the undersigned with an indication that the package was undeliverable. Records associated with the mailing are attached as Attachment C.

17. As the non-signing co-inventor can not be reached, petition is hereby made that the application be made by the available, co-inventor Ashok Patel on behalf of the unavailable, non-signing co-inventor Hongjun Zhang.

18. Upon information and belief, the non-signing co-inventor is a citizen of Canada, and the declaration document enclosed herewith indicates such, along with a copy of executed Power of Attorney.

19. The Commissioner is authorized to debit the deposit account 50-2032 for all fees required pursuant to this petition and corresponding patent application.

Respectfully submitted,

Dated: _____

7 July 05

SCHEEF & STONE, L.L.P.
P.O. Box 12608
Dallas, Texas 75225
Telephone: (214) 706-4201
Fax: (214) 706-4242
robert.kelly@scheefandstone.com


Robert H. Kelly, Reg. No. 33,922



Box No. VIII (iv) **DECLARATION: INVENTORSHIP** (only for the purposes of the designation of the United States of America)
The declaration must conform to the following standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (iv) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.

**Declaration of inventorship (Rules 4.17(iv) and 51bis.1(a)(iv))
 for the purposes of the designation of the United States of America:**

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/..... CA03/00204 (if furnishing declaration pursuant to Rule 26ter).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications:

I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: ZHANG, Hongjun

Residence: Waterloo, CANADA

(city and either US state, if applicable, or country)

Mailing Address: 295 Phillip Street

Waterloo, Ontario, N2L 3W8, CANADA

Citizenship: Canadian

Inventor's Signature: See previous page.

(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date:

(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

Name: PATEL, Ashok C.

Residence:

(city and either US state, if applicable, or country)

Mailing Address: 295 Phillip Street

Waterloo, Ontario, N2L 3W8, CANADA

Citizenship: Canadian

Inventor's Signature: Ashok Patel

(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: Mar. 31, 2003

(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".

Box No. VIII (iv) DECLARATION: INVENTORSHIP (only for the purposes of the designation of the United States of America)

The declaration must conform to the following standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.

**Declaration of inventorship (Rules 4.17(iv) and 51bis.1(a)(iv))
for the purposes of the designation of the United States of America:**

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/.....CA03/00204..... (if furnishing declaration pursuant to Rule 26ter).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications:

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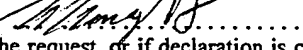
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: ZHANG, Hongjun

Residence: Waterloo, CANADA
(city and either US state, if applicable, or country)

Mailing Address: 295 Phillip Street
Waterloo, Ontario, N2L 3W8, CANADA

Citizenship: Canadian

Inventor's Signature: 
(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: Feb. 23, 2003
(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

Name:

Residence:

Mailing Address:

Citizenship:

Inventor's Signature:

Date:

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".

From: Origin ID: DALA (214) 706-4228
Lilis Pramasurja
Scheef and Stone, LLP
5956 Sherry Lane



Ship Date: 07JUN05
Actual Wgt: 1 LB
System#: 8572440/INET2000
Account#: S *****

KS

Total Weight: 1 LB

Dallas, TX 75225
UNITED STATES

SHIP TO: (519) 888-7465
Hongjun ZHANG

BILL SENDER

271 Eiwo Court
Unit 201
Waterloo, ON N2K2M8
CA

REF:
DESC-1: Legal documents
DESC-2:
DESC-3:
DESC-4:
SED: NDR30.58
COUNTRY MFG:
CARRIAGE VALUE: 0.00 USD
CUSTOMS VALUE: 1.00 USD
T/C: S 149426531 D/T: R
SIGN: Lilis Pramasurja
EIN/VAT:

IP ENVELOPE

TRK# 7929 4292 8340

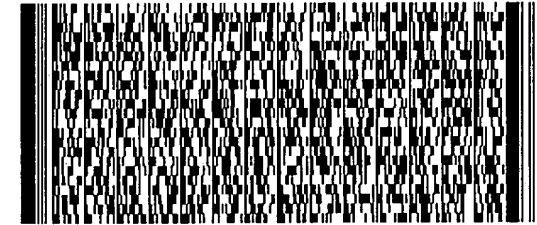
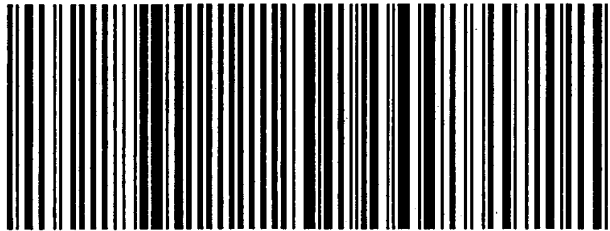
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N4 YKFA



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2. Place 2 originals of the shipping label in the pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

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The Warsaw Convention, as amended, will then govern and in most cases limit FedEx's liability for loss, delay of, or damage to your shipment. The Warsaw Convention, as amended, limits FedEx's liability. For example in the U.S. liability is limited to \$9.07 per pound (20\$ per kilogram), unless a higher value for carriage is declared as described below and you pay any applicable supplementary charges. The interpretation and operation of the Warsaw Convention's liability limits may vary in each country. There are no specific stopping places which are agreed to and FedEx reserves the right to route the shipment in any way FedEx deems appropriate. ROAD TRANSPORT NOTICE. Shipments transported solely by road to or from a country which is a party to the Warsaw Convention or the Contract for the International Carriage of Goods by Road (the "CMR") are subject to the terms and conditions of the CMR, notwithstanding any other provision of this Air Waybill to the contrary. For those shipments transported solely by road, if a conflict arises between the provisions of the CMR and this Air Waybill, the terms of the CMR shall prevail. LIMITATION OF LIABILITY. If not governed by the Warsaw Convention, the CMR, or other international treaties, laws, or other government regulations, orders, or requirements, FedEx's maximum liability for damage, loss, delay, shortage, misdelivery, nondelivery, misinformation or failure to provide information in connection with your shipment is limited by this Agreement and as set out in the terms and conditions of the contract of carriage. Please refer to the contract of carriage set forth in the applicable FedEx Service Guide or its equivalent to determine the contractual limitation. FedEx does not provide cargo liability or all-risk insurance, but you may pay an additional charge for each additional U.S. \$100 (or equivalent local currency for the country of origin) of declared value for carriage. 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FedEx won't be liable for damage, loss, delay, shortage, misdelivery, nondelivery, misinformation or failure to provide information in connection with shipments of cash, currency or other prohibited items or in instances beyond our control, such as acts of God, perils of the air, weather conditions, mechanical delays, acts of public enemies, war, strike, civil commotion, or acts or omissions of public authorities (including customs and health officials) with actual or apparent authority. NO WARRANTY. We make no warranties, express or implied. CLAIMS FOR LOSS, DAMAGE OR DELAY. ALL CLAIMS MUST BE MADE IN WRITING AND WITHIN STRICT TIME LIMITS. SEE OUR TARIFF, APPLICABLE FEDEX SERVICE GUIDE, OR STANDARD CONDITIONS OF CARRIAGE FOR DETAILS. The Warsaw Convention provides specific written claims procedures for damage, delay or non-delivery of your shipment. Moreover, the interpretation and operation of the Warsaw Convention's claims provisions may vary in each country. Refer to the Convention to determine the claims period for your shipment. The right to damages against us shall be extinguished unless an action is brought within two years, as set forth in the Convention. FedEx is not obligated to act on any claim until all transportation charges have been paid. The claim amount may not be deducted from the transportation charges. If the recipient accepts the shipment without noting any damage on the delivery record, FedEx will assume the shipment was delivered in good condition. In order for us to consider a claim for damage, the contents, original shipping carton and packing must be made available to us for inspection. MANDATORY LAW. Insofar as any provision contained or referred to in this Air Waybill may be contrary to any applicable international treaties, laws, government regulations, orders or requirements such provisions shall remain in effect as a part of our agreement to the extent that it is not overridden. The invalidity or unenforceability of any provisions shall not affect any other part of this Air Waybill. Unless otherwise indicated, FEDERAL EXPRESS CORPORATION, 2005 Corporate Avenue, Memphis, TN 38132, USA, is the first carrier of this shipment. Email address located at www.fedex.com.

ATTACHMENT C-1

Track Shipments Detailed Results

[? Quick Help](#)

Tracking number	792942928340	Delivery location	WATERLOO, ON
Ship date	Jun 7, 2005	Delivered to	Residence
		Service type	Priority Envelope
		Weight	1.0 lbs.

Status Delivery exception

Date/Time	Activity	Location	Details
Jun 10, 2005	12:33 PM Package returned to shipper	CAMBRIDGE, ON	Return tracking number: 849187830436
Jun 9, 2005	6:12 PM At local FedEx facility	CAMBRIDGE, ON	
	1:07 PM Delivery exception	CAMBRIDGE, ON	Customer not available or business closed
Jun 8, 2005	9:46 AM On FedEx vehicle for delivery	CAMBRIDGE, ON	
	5:47 PM At local FedEx facility	CAMBRIDGE, ON	
	1:11 PM Delivery exception	CAMBRIDGE, ON	Customer not available or business closed
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	9:11 AM At local FedEx facility	CAMBRIDGE, ON	
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	6:44 AM Int'l shipment release	MISSISSAUGA, ON	
	6:23 AM At dest sort facility	MISSISSAUGA, ON	
	3:13 AM Departed FedEx location	INDIANAPOLIS, IN	
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	5:53 PM Picked up	DALLAS, TX	
	4:51 PM Package data transmitted to FedEx		

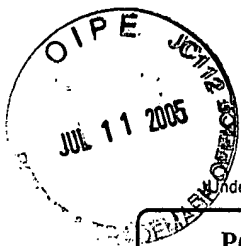
[Signature proof](#)
[Track more shipments](#)

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

From	<input type="text"/>	Add a message to this email. <input type="text"/>
To	<input type="text"/>	

ATTACHMENT C-2



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:



Practitioners associated with the Customer Number:

44208

OR



Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

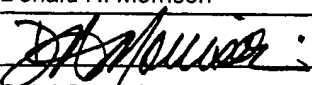
Assignee Name and Address:

Research in Motion Limited
295 Philip Street
Waterloo, Ontario N2L 3W8
CANADA

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

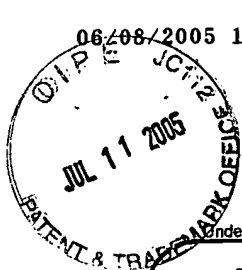
SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	Donald H. Morrison		
Signature		Date	Oct 14/04
Title	Chief Operating Officer, Research In Motion, Ltd.	Telephone	519-888-7465

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/01 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted With Initial Filing **OR** ☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	1578.101
First Named Inventor	Hongjun Zhang
<i>COMPLETE IF KNOWN</i>	
Application Number	10/775,609
Filing Date	February 10, 2004
Art Unit	2681
Examiner Name	Not yet assigned

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**APPARATUS, AND ASSOCIATED METHOD, FOR FACILITATING INITIATION OF
CHANNEL ALLOCATION TO COMMUNICATE DATA IN A RADIO COMMUNICATION
SYSTEM**

(Title of the Invention)

the specification of which

☐ is attached hereto**OR**☒ was filed on (MM/DD/YYYY) 02/10/2004 as United States Application Number or PCT InternationalApplication Number 10/775,609 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
PCT/CA03/00204	WO	02/12/2003	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/01 (06-03)

Approved for use through 07/31/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 44208		OR <input type="checkbox"/> Correspondence address below	
Name			
Address			
City		State	ZIP
Country	Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) HONGJUN		Family Name or Surname ZHANG	
Inventor's Signature			Date
Residence: City Waterloo	State Ontario	Country CANADA	Citizenship Canadian
Mailing Address 271 Eiwo Court, Unit 201			
City Waterloo	State Ontario	ZIP N2K 2M8	Country CANADA
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) ASHOK		Family Name or Surname PATEL	
Inventor's Signature <i>Ashok Patel</i>			Date <i>June 8, 2005</i>
Residence: City Waterloo	State Ontario	Country CANADA	Citizenship Canadian
Mailing Address 101 Ashberry Place			
City Waterloo	State Ontario	ZIP N2T 1G8	Country CANADA
<input type="checkbox"/> Additional inventors or a legal representative are being named on the supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			



SCHIEF & STONE, L.L.P.

Legal counsel based on solid principles.

DAC\$
2/11/05

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

Date of Mailing: July 7, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the above identified date.

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July 7, 2005

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DOCKET NO.: 1578.101

Sir:

In re: U.S. Serial No. 10/775,609
Inventor: Ashok Patel, et al.

Enclosed please find:

- ☒ Request for Reconsideration of Petition Under 35 U.S.C. §116 and 37 C.F.R. S1.47(a)
- ☒ Attachments A, B, and C;
- ☒ Extension of Time;
- ☒ Executed Declaration dated June 8, 2005;
- ☒ Power of Attorney; and
- ☒ Return Post Card.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication, or credit any overpayment, to Deposit Account No. 50-2032.

- ☒ Any additional filing fees required under 37 CFR 1.16
- ☒ Any patent application processing fees under 37 CFR 1.17

Respectfully submitted,

By:

Robert H. Kelly, Reg. No. 33,922
Attorney for Applicant